

NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)
MANAV ADHIKAR BHAWAN, BLOCK-C, G.P.O. COMPLEX,
INA, NEW DELHI- 110023

Dated 06/03/2014

Case No. 1645/12/18/2011-AD

- 7 MAR 2014

To

✓ Shri SUHAS CHAKMA, DIRECTOR
NATIONAL CAMPAIGN FOR PREVENTION OF
TORTURE, C-3/441-C, JANAKPURI,
WEST DELHI, DELHI.

Sir/Madam,

With reference to your complaint dated 01/08/2011, I am directed to say that the matter was considered by the Commission on 05/02/2014. The Commission has made the following directions.

LINKED WITH CASE NO.1349/12/18/2011-AD/DB-II

In response to the Commission's proceedings of the 7th November 2013, it has received proof that, acting on its recommendation, the Government of Madhya Pradesh has paid Rs. 5 lakhs as relief for the next of kin of the late Sunil Tomar.

The Commission's recommendations having been complied with, this case is closed.

This is for your information.

Yours faithfully,


ASSISTANT REGISTRAR(LAW)

National Human Rights Commission

New Delhi, India

Case Details of File Number: 1349/12/18/2011-AD

Diary Number	24402/JR
Name of the Complainant	SUO-MOTU "INDIAN EXPRESS" DATED 27.7.2011
Address	CAPTIONED "MAN MISSING COP SAYS SAW OFFICIAL TAKE AWAY BODY" NEW DELHI , DELHI
Name of the Victim	SUNIL TOMAR
Address	N.A. GWALIOR , MADHYA PRADESH
Place of Incident	GWALIOR GWALIOR , MADHYA PRADESH
Date of Incident	7/21/2011
Direction issued by the Commission	Vide proceedings dated 6.3.2013, the Commission issued a show-cause notice to the Government of Madhya Pradesh. In response a copy of the letter dated 4.5.2013 addressed by Addl. DGP, Police, HQ, to the Under Secretary, Home, Police Department, Madhya Pradesh, has been received pointing out that a case was registered against the police personnel at GRP Police Station, Gwalior, in connection with the death of Sunil Tomar in police custody. After investigation by the Crime Branch a challan has been filed against the police personnel before the Railway Magistrate. It is further stated that if the compensation is paid to the next of kin of the deceased, there is no objection to the police department. In view of the fact that the Commission, on examination of the record, came to the conclusion that there is a serious violation of human rights and the judicial magistrate, on the appreciation of material on record, has also held that the death was homicidal while in the police custody, it is a clear case where the State has failed in its statutory duty to protect the life of a person in its custody. Therefore, the Government of Madhya Pradesh, is recommended to pay a sum of Rs. 5 lakhs to the next of kin of the deceased Sunil Tomar, within a period of six weeks. The Chief Secretary, Government of Madhya Pradesh, shall forward the compliance report and proof of payment within the stipulated time. Put up on 31 July, 2013.
Action Taken	Relief granted [Compensation, Disciplinary & Prosecution] (Dated 6/12/2013)
Status on 7/15/2013	Compliance of the Commission's recommendation by the concerned authority is awaited

Note: For further details kindly contact National Human Rights Commission, Copernicus Marg, New Delhi, PIN 110001 Tel.No. 23385368 Fax No. 23384863 E-Mail:

✉ Jnhrc@hub.nic.in

Disclaimer: Neither NHRC nor NIC is responsible for any inadvertent error that may have crept in the Complaint information being published on NET. The Complaint information on net is for immediate information to the Complainants/Victims.

NATIONAL HUMAN RIGHTS COMMISSION
(LAW DIVISION)
FARIDKOT HOUSE
COPERNICUS MARG, NEW DELHI - 110 001

Dated 16/09/2011

19 SEP 2011

Case No. 1645/12/18/2011-AD /UC

To

SUHAS CHAKMA, DIRECTOR
NATIONAL CAMPAIGN FOR PREVENTION OF TORTURE,
C-3/44 I-C, JANAKPURI,
WEST DELHI, DELHI.
(Pin Code- 110058)

Sir/Madam,

The Commission upon consideration of your complaint dated 01/08/2011 in respect of SUNIL RAJAWAT has passed the following order on 16/09/2011.

The complaints pertains to death of one Sunil Rajawat (Tomar) due to alleged torture by GRP at GRP Police Station at Gwalior.

Upon perusal of the record, it is seen that the Commission has already taken suo-motu cognizance of the matter in case No.1349/12/18/2011-ad on the basis of news report captioned "Man missing, cop says saw officials take away body" published in 'The Indian Express', dated 27.07.11 and vide proceedings dated 01.08.11 has called for a detailed report from the DGP, Madhya Pradesh.

Since the Commission has already taken cognizance in the matter, these cases be linked with case No.1349/12/18/2011-ad and complainants be informed accordingly.

This is for your information.

Yours faithfully,



ASSISTANT REGISTRAR(LAW)